

POISON PUT IN THE FEED.**NARROW ESCAPE OF IKE LIPSKY'S DAHLIE HORSE.**

He Accused His Business Rival, Jacob Cohen—Motive Was Shown at the Trial, but Delivery of the "Noxious Substance" Was Not Proved—Prisoner Discharged.

The great Delancey street poisoning case was tried yesterday in the Essex Market police court. A great crowd was present when Magistrate Mayo took his seat on the bench. The prisoner, Jacob Cohen, an expressman at Essex and Delancey streets, was brought into the court room shortly before 10 o'clock in the custody of Officer Evans of the Society for the Prevention of Cruelty to Animals. He appeared calm and collected and struck his whiskers in a nonchalant manner. He drew a kiss to his wife who was in the audience and shook hands with his counsel, Morris Gottlieb. His accuser, Ike Lipsky, whose express wagon stand adjoins Cohen's glared at the prisoner and whispered to Lawyer Charles Newman who appeared for the prosecution. Magistrate Mayo read the charge to the prisoner.

"Cohen," he said, "you are charged with administering on Feb. 7 a quantity of noxious substance supposed to be poison to a valuable white horse owned by Ike Lipsky. What have you to say to the charge?"

"So help me God, I didn't do it," said Cohen.

Lipsky then took the stand.

"I charged," he said, "that Cohen wants to get me away from our express wagon. I don't mean harm to any soul. Sometimes I am taken from you for der's sake and I get scolded on the streets. I understand Cohen and I don't get along. On Wednesday Cohen and I didn't get along. I go down to the saloon. You know I am drinking a glass of beer. Cohen goes over to my horse. Horse was eating his oats from the bag. I put my hand in his oats and found big bags of poison. Ooh, man Gottlieb! If I hadn't been kevick I would have blown man's horse."

The bags of alleged poison were then placed in the book in front of Magistrate Mayo and, at the request of Lawyer Newman, they were marked "Exhibits A." The lungs were about the size of an egg and looked like that.

"What are those made of?" asked the Magistrate. "They have not been analyzed yet," said Officer Evans. "But we charge the prisoner with administering a noxious substance."

"Are you an expert on horses?" asked Lawyer Gottlieb.

"What is a noxious substance?" asked the lawyer. "This is here," replied Evans.

"Noxious," replied Evans.

"Then what harm did it do the horse?" asked the Magistrate.

"The horse got sick," interrupted Lawyer Gottlieb. "It might be scrap iron that was put in the bag. Horses won't eat scrap iron. The lawyer says he administered noxious substances to the horse. It does not specify horses."

"I object," said Lawyer Newman.

"We are not here to argue, but a goat was here."

"The goats are innocent."

"Opposition sustained," said the Magistrate, and the goat question was kept out of the case.

Cohen was then questioned Lipsky, who admitted that he had not seen Cohen put the horse into the feed bag.

"We rest our case," said the lawyer. "There is no evidence to sustain the charge," said Magistrate Mayo.

"No," replied Evans.

"Then what harm did it do the horse?" asked the Magistrate.

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